

05/30/01

U.S. PTO

5-31-01

A

NEW UNITED STATES UTILITY PATENT APPLICATION TRANSMITTAL

Atty. Docket No.: 18433/2022

CERTIFICATE OF MAILING UNDER 37 CFR 1.10

I hereby certify that the paper (and any paper or fee referred to as being enclosed) is being deposited with the United States Postal Service using Express Mail to Addressee Service, under 37 C.F.R. Section 1.10, **Express Mail Label No. EL728730701US** on this date, **May 30, 2001**, postage prepaid, in an envelope addressed to Box: Patent Application, Commissioner for Patents, Washington, D.C. 20231.

Kathleen M. Williams

Name of Person Mailing Paper

Signature of Person Mailing Paper

Commissioner for Patents
Box Patent Application
Washington, D.C. 20231

Enclosed herewith is a new patent application of:

First Named Inventor (or application identifier): Gruber, et al.

Title of Invention: "Chimeric Plant Promoters and Plants Containing the Same"

Type:

☐

New

☐

Continuation of:

☒

Continuation-in-Part of: PCT/IB00/01383

☐

Divisional of:

And includes the following papers:

☒

Specification 119 pages (including specification, claims, abstract and sequence listing)/135 claims
(5 independent)

☒

Declaration/Power of Attorney is:

☐

Attached

☐

Executed

☐

Unexecuted

☒

NOT included, but deferred under 37 C.F.R. § 1.53(f).

3.

☒

14 Distinct sheets of ☐ Formal ☒ Informal Drawings

4.

☐

Preliminary Amendment.

5.

☐

Information Disclosure Statement

☐

Form 1449

☐

A copy of each cited prior art reference

6.

☐

Assignment with Recordation Cover Sheet.

7.

☐

Priority is hereby claimed under 35 U.S.C. § 119 based upon the following application(s):

| Country | Application Number | Date of Filing (day, month, year) |
|---------|--------------------|-----------------------------------|
| | | |

8.

☒

Priority is hereby claimed under 35 U.S.C. § 120 based upon the following application(s):

| Country | Application Number | Date of Filing (day, month, year) |
|---------|--------------------|-----------------------------------|
| PCT | IB00/01383 | 28, September, 2000 |

9.

☐

Priority document(s).

NEW UNITED STATES UTILITY PATENT APPLICATION TRANSMITTAL

Atty. Docket No.: 18433/2022

10. ☒ Statement of Small Entity Status, Pursuant to 37 C.F.R. §1.27.
11. ☐ Microfiche Computer Program (Appendix).
12. ☒ Nucleotide and/or Amino Acid Sequence Submission.
 ☐ Computer Readable Copy.
 ☒ Paper Copy (identical to computer copy).
 ☐ Statement verifying identity of above copies.
13. ☐ Request for Non-Publication and Certification under 35 USC 122 (b)(2)(B)(i)
14. Calculation of Fees:

| FEES FOR | TOTAL CLAIMS | EXCESS CLAIMS | FEE | AMOUNT DUE |
|--|------------------|---------------|----------|-------------------|
| Basic Filing Fee (37 C.F.R. § 1.16(a)) | | | | \$710.00 |
| Total Claims in Excess of 20 (37 C.F.R. § 1.16(c)) | 135 | 115 | \$18.00 | 2,070.00 |
| Independent Claims in Excess of 3 (37 C.F.R. § 1.16(b)) | 5 | 3 | \$80.00 | 240.00 |
| Multiple Dependent Claims (37 C.F.R. § 1.16(d)) | YES | | \$270.00 | 270.00 |
| Subtotal - Filing Fee Due | | | | 3,290.00 |
| Reduction by 50%, if Small Entity (37 C.F.R. §§ 1.9, 1.27, 1.28) | MULTIPLY BY 0.50 | | | 1,645.00 |
| TOTAL FILING FEE DUE | | | | 1,645.00 |
| Assignment Recordation Fee (if applicable) (37 C.F.R. § 1.21(h)) | 0 | | \$40.00 | N/A |
| GRAND TOTAL DUE | | | | \$1,645.00 |

15. PAYMENT is:
☐ included in the amount of _____ by our enclosed check. The Commissioner is hereby authorized to charge any deficiencies in the fees to Deposit Account 16-0085, Ref. _____.
☒ not included, but deferred under 37 C.F.R. § 1.53(f).

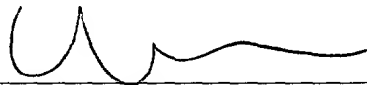
16. All correspondence for the attached application should be directed to:

KATHLEEN M. WILLIAMS
Customer Number 27495

17. Other: _____

Respectfully submitted,

Date: May 30, 2001

By: 
 Name: Kathleen M. Williams
 Registration No.: 34,380

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Gruber, et al.
Serial No.: Not yet assigned
Filed: May 30, 2001
Entitled: "Chimeric Plant Promoters and Plants Containing the Same"

CERTIFICATE OF MAILING UNDER 37 CFR 1.10

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Kathleen M. Williams

Name of Person Mailing Paper

Signature of Person Mailing Paper

Box: Patent Application
Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL LETTER

Enclosed for filing in the above-identified patent application, please find the following documents:

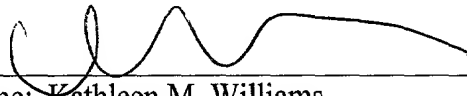
1. New Patent Application Transmittal (2 pages);
2. Patent Application Specification, (119 pages);
3. (14) sheets of informal drawings;
4. Application Data Sheet; and
5. Return Post Card.

Pursuant to 37 C.F.R. § 1.27, Applicant claims small entity status.

The Commissioner for Patents is hereby authorized to charge any additional fees or credit any overpayment in the total fees to Deposit Account No. 16-0085, Reference No. 18433/2022. A duplicate of this transmittal letter is enclosed for this purpose.

Respectfully submitted,

Date: May 30, 2001


Name: Kathleen M. Williams
Registration No.: 34,380
Palmer & Dodge LLP
One Beacon Street
Boston, MA 02108
Tel: 617-573-0100